

1 **SECTION 1947.** 165.987 (title) of the statutes is created to read:

2 **165.987 (title) Youth diversion programs; grant program.**

3 **SECTION 1948.** 167.35 (1) (f) 4. of the statutes is created to read:

4 167.35 (1) (f) 4. Any person who owns an automated roll-your-own machine
5 that is used to make cigarettes, not including an individual who owns a
6 roll-your-own machine and uses the machine in his or her home solely to make
7 cigarettes for his or her personal use or for the use of other individuals who live in
8 his or her home.

9 **SECTION 1949.** Chapter 168 (title) of the statutes is repealed and recreated to
10 read:

11 **CHAPTER 168**

12 **PETROLEUM PRODUCTS**

13 **AND DANGEROUS SUBSTANCES**

14 **SECTION 1950.** Subchapter I (title) of chapter 168 [precedes 168.01] of the
15 statutes is created to read:

16 **CHAPTER 168**

17 **SUBCHAPTER I**

18 **PETROLEUM PRODUCT INSPECTIONS**

19 **SECTION 1951.** 168.01 (intro.) of the statutes is amended to read:

20 **168.01 Definitions.** (intro.) In this ~~chapter~~ subchapter:

21 **SECTION 1952.** 168.01 (1) of the statutes is amended to read:

22 168.01 (1) “Department” means the department of ~~safety and professional~~
23 ~~services~~ agriculture, trade and consumer protection.

24 **SECTION 1953.** 168.01 (2) of the statutes is renumbered 168.01 (4).

25 **SECTION 1954.** 168.02 (title) of the statutes is repealed.

1 **SECTION 1955.** 168.02 of the statutes is renumbered 168.01 (2).

2 **SECTION 1956.** 168.03 (title) of the statutes is repealed.

3 **SECTION 1957.** 168.03 of the statutes is renumbered 168.01 (3).

4 **SECTION 1958.** 168.05 (1) of the statutes is amended to read:

5 168.05 (1) No petroleum product imported into and received in this state or
6 received from a manufacturer or refiner or from a marine or pipeline terminal within
7 this state may be unloaded from its original container except as provided under sub.
8 (5), sold, offered for sale or used until a true sample of not less than 8 ounces is taken
9 as provided in this chapter subchapter. This subsection does not apply if the
10 department has previously inspected the petroleum product at the refinery, marine
11 or pipeline terminal. Each person importing or receiving a petroleum product which
12 has not been previously inspected shall notify the inspector in the person's district
13 of the receipt thereof, and the inspector shall take a sample of the petroleum product.

14 **SECTION 1959.** 168.06 (1) of the statutes is amended to read:

15 168.06 (1) For the purposes of administering this chapter subchapter,
16 inspectors may take samples of gasoline, gasoline–alcohol fuel blends, kerosene,
17 other refined oils, fuel oils and petroleum distillates for tests and make inspections
18 at any points within or without this state, and may open any original container
19 containing gasoline, gasoline–alcohol fuel blends, kerosene, other refined oils, fuel
20 oils and petroleum distillates and take a true sample of not less than 8 ounces of the
21 contents thereof, even though the original containers may still be in the possession
22 of a common or contract carrier, provided the opening and sampling does not unduly
23 inconvenience or hamper the transportation of the products. After the original
24 containers are opened and sampled the same shall be resealed with seals furnished

1 by the department for such purposes. The authority conferred by this section shall
2 be in addition to, and not in limitation of, any of the provisions of s. 168.05.

3 **SECTION 1960.** 168.08 (1) of the statutes is amended to read:

4 168.08 (1) Time and place of each inspection.

5 **SECTION 1961.** 168.09 of the statutes is amended to read:

6 **168.09 Authority to enter.** Any inspector may enter in or upon the premises
7 of any manufacturer, vendor, dealer or user of gasoline, gasoline–alcohol fuel blends,
8 kerosene, other refined oils, fuel oils and petroleum distillates, during regular
9 business hours to determine whether any petroleum product intended for sale or use
10 has not been sampled and inspected in accordance with this ~~chapter~~ subchapter.

11 **SECTION 1962.** 168.125 of the statutes is amended to read:

12 **168.125 Reports; payment.** Persons who are liable for the fee under this
13 ~~chapter~~ subchapter shall state the number of gallons of petroleum products on which
14 the fee is due and the amount of their liability for the fee in the reports under s. 78.12
15 (1) to (3). The requirements for payment of the motor vehicle fuel tax under s. 78.12
16 (5) apply to the fee under this ~~chapter~~ subchapter.

17 **SECTION 1963.** 168.15 of the statutes is amended to read:

18 **168.15 Penalty.** Every person who violates any provision of this ~~chapter~~
19 subchapter that is not related to the fee under s. 168.12 (1) shall forfeit not less than
20 \$10 nor more than \$100 for each violation. Each day a person fails to comply with
21 any provision of this ~~chapter~~ subchapter is a separate violation.

22 **SECTION 1964.** 168.16 (1) of the statutes is amended to read:

23 168.16 (1) The department shall enforce this ~~chapter~~ subchapter. Inspection
24 districts shall be defined and numbered by the department.

25 **SECTION 1965.** 168.16 (2) of the statutes is amended to read:

168.16 (2) Any accident or explosion involving products of petroleum which comes to the knowledge of the department shall be investigated to determine whether or not there has been a violation of this ~~chapter~~ subchapter.

SECTION 1966. 168.16 (4) of the statutes is amended to read:

168.16 (4) The department may promulgate reasonable rules relating to the administration and enforcement of this chapter subchapter.

SECTION 1967. 168.17 of the statutes is amended to read:

168.17 Attorney general and district attorney to prosecute. Upon request of the department, the attorney general or proper district attorney shall prosecute any action to enforce this ~~chapter~~ subchapter except the fee that is imposed under s. 168.12 (1).

SECTION 1968. 168.18 of the statutes is repealed.

SECTION 1969. Subchapter II (title) of chapter 168 [precedes 168.21] of the statutes is created to read:

CHAPTER 168

SUBCHAPTER II

STORAGE OF DANGEROUS SUBSTANCES

SECTION 1970. 168.21 (2) of the statutes is created to read:

168.21 (2) “Department” means the department of agriculture, trade and consumer protection.

SECTION 1970q. 175.35 (2i) of the statutes is amended to read:

175.35 (2i) The department shall charge a firearms dealer a \$13 \$10 fee for each firearms restrictions record search that the firearms dealer requests under sub. (2) (c). The firearms dealer may collect the fee from the transferee. The department may refuse to conduct firearms restrictions record searches for any firearms dealer

1 who fails to pay any fee under this subsection within 30 days after billing by the
2 department.

3 **SECTION 1971.** 175.49 (5m) of the statutes is amended to read:

4 175.49 (5m) FEES. The department may charge a fee to verify eligibility for a
5 certification card under this section, for the issuance of a certification card under sub.
6 (3), or for the renewal of a certification card under sub. (5), but the fee may not exceed
7 the costs the department incurs in verifying eligibility or for issuing or renewing a
8 certification card. Payments made to the department under this subsection shall be
9 credited to the appropriation account under s. 20.455 (2) (gu) (gr).

10 **SECTION 1971m.** 177.01 (1) of the statutes is amended to read:

11 177.01 (1) “Administrator” means the ~~state treasurer~~ secretary of revenue.

12 **SECTION 1971n.** 177.075 (3) of the statutes is created to read:

13 177.075 (3) Any intangible property distributable in the course of the
14 dissolution of the Health Insurance Risk-Sharing Plan under 2013 Wisconsin Act
15 (this act), section 9122 (1L), is presumed abandoned as otherwise provided under
16 this chapter if sub. (1) (a), (b), or (c) does not apply with respect to the distribution.

17 **SECTION 1971r.** 177.23 (2) (e) of the statutes is amended to read:

18 177.23 (2) (e) Salaries of the employees of the office of the state treasurer and
19 the department of revenue that are attributable to the administration of this chapter.

20 **SECTION 1972.** 180.1421 (2m) (b) of the statutes is amended to read:

21 180.1421 (2m) (b) If the notice under par. (a) is returned to the department as
22 undeliverable or if the corporation’s principal office cannot be determined from the
23 records of the department, the department shall give the notice by ~~publishing a class~~
24 ~~1 notice under ch. 985 in the official state newspaper~~ posting the notice on the
25 department’s Internet site.

1 **SECTION 1972m.** 180.1440 of the statutes is amended to read:

2 **180.1440 Delivery to state ~~treasurer~~ secretary of revenue.** Assets of a
3 dissolved corporation that should be transferred to a creditor, claimant or
4 shareholder of the corporation and are unclaimed shall be reduced to cash and shall
5 be reported and delivered to the ~~state treasurer~~ secretary of revenue as provided
6 under ch. 177.

7 **SECTION 1973.** 180.1531 (2m) (b) of the statutes is amended to read:

8 180.1531 (2m) (b) If the notice under par. (a) is returned to the department as
9 undeliverable or if the corporation's principal office cannot be determined from the
10 records of the department, the department shall give the notice by ~~publishing a class~~
11 ~~1 notice under ch. 985 in the official state newspaper~~ posting the notice on the
12 department's Internet site.

13 **SECTION 1974.** 181.0203 (3) of the statutes is amended to read:

14 181.0203 (3) NOTIFICATION OF REPORTING REQUIREMENTS. Upon filing articles of
15 incorporation of a corporation, the department shall inform the corporation of the
16 reporting requirements under s. ~~440.42~~ 202.12 for charitable organizations that
17 solicit contributions.

18 **SECTION 1975.** 181.1421 (2) (b) of the statutes is amended to read:

19 181.1421 (2) (b) If the notice under par. (a) is returned to the department as
20 undeliverable or if the corporation's principal office cannot be determined from the
21 records of the department, the department shall give the notice by ~~publishing a class~~
22 ~~1 notice under ch. 985 in the official state newspaper~~ posting the notice on the
23 department's Internet site.

24 **SECTION 1976.** 181.1421 (3) (d) of the statutes is amended to read:

1 181.1421 (3) (d) If the notice is ~~published as a class 1 notice, under ch. 985, the~~
2 ~~effective date set under ch. 985 for the notice posted on the department's Internet~~
3 ~~site, the date of posting.~~

4 **SECTION 1976m.** 181.1440 of the statutes is amended to read:

5 **181.1440 Deposit with state treasurer secretary of revenue.** Assets of
6 a dissolved corporation that should be transferred to a creditor, claimant, or member
7 of the corporation who cannot be found or who is not competent to receive them, shall
8 be reduced to cash subject to known trust restrictions and deposited with the state
9 ~~treasurer~~ secretary of revenue for safekeeping. However, in the state treasurer's
10 ~~secretary's~~ discretion property may be received and held in kind. When the creditor,
11 claimant, or member furnishes satisfactory proof of entitlement to the amount
12 deposited or property held in kind, the ~~state treasurer~~ secretary of revenue shall
13 deliver to the creditor, member or other person or his or her representative that
14 amount or property.

15 **SECTION 1977.** 181.1531 (2g) (b) of the statutes is amended to read:

16 181.1531 (2g) (b) If the notice under par. (a) is returned to the department as
17 undeliverable or if the corporation's principal office cannot be determined from the
18 records of the department, the department shall give the notice by ~~publishing a class~~
19 ~~1 notice under ch. 985 in the official state newspaper~~ posting the notice on the
20 ~~department's Internet site.~~

21 **SECTION 1978.** 181.1622 (1) (intro.) of the statutes is amended to read:

22 181.1622 (1) **CONTENT.** (intro.) Each domestic corporation and each foreign
23 corporation authorized to transact business in this state shall file with the
24 department an annual report ~~under this section. The department shall forward by~~
25 ~~1st class mail a report form to every corporation that has filed an annual report~~

1 during the past 2 years. The department shall mail the report form no later than 60
2 days before the date on which the corporation is required by this chapter to file an
3 annual report. The annual report shall include that includes all of the following
4 information:

5 **SECTION 1978d.** 182.017 (1g) (b) 1. of the statutes is amended to read:

6 182.017 (1g) (b) 1. A domestic corporation, limited liability company,
7 partnership, or other business entity organized to furnish telegraph or
8 telecommunications service or transmit heat, power, or electric current to the public
9 or for public purposes.

10 **SECTION 1978h.** 182.017 (1g) (bm) of the statutes is created to read:

11 182.017 (1g) (bm) "Municipal regulation" means any contract, ordinance,
12 resolution, order, or other regulation entered into, enacted, or issued by a
13 municipality before, on, or after the effective date of this paragraph [LRB inserts
14 date].

15 **SECTION 1978p.** 182.017 (8) (a) of the statutes is amended to read:

16 182.017 (8) (a) Upon complaint by a company that a regulation by a
17 municipality under sub. (1r) is unreasonable, the commission shall set a hearing and,
18 if the commission finds that the regulation is unreasonable, the regulation shall be
19 void. If Subject to pars. (am) to (c), if the commission determines that a municipal
20 regulation that was in effect on January 1, 2007, and immediately prior to January
21 9, 2008, or that a community standard, as demonstrated through consistent practice
22 and custom in the municipality, that was in effect on January 1, 2007, and
23 immediately prior to January 9, 2008, is substantially the same as the municipal
24 regulation complained of, there is a rebuttable presumption that the latter
25 regulation is reasonable.

1 **SECTION 1978t.** 182.017 (8) (as) of the statutes is created to read:

2 182.017 (8) (as) Notwithstanding sub. (2), a municipal regulation is
3 unreasonable if it requires a company to pay any part of the cost to modify or relocate
4 the company's facilities to accommodate an urban rail transit system.

5 **SECTION 1980.** 183.09025 (2) (b) of the statutes is amended to read:

6 183.09025 (2) (b) Within 60 days after the date on which the notice is received
7 or the date on which the ~~class 1~~ notice under par. (d) is ~~published~~ posted, the limited
8 liability company shall correct each ground for dissolution or demonstrate to the
9 reasonable satisfaction of the department that each ground determined by the
10 department does not exist.

11 **SECTION 1981.** 183.09025 (2) (d) of the statutes is amended to read:

12 183.09025 (2) (d) If a notice under par. (a) or (c) is returned to the department
13 as undeliverable, the department shall again mail the notice to the limited liability
14 company as provided under that paragraph. If the notice is again returned to the
15 department as undeliverable, the department shall give the notice by ~~publishing a~~
16 ~~class 1 notice under ch. 985 in the official state newspaper~~ posting the notice on the
17 department's Internet site.

18 **SECTION 1982.** 183.1021 (2g) (b) of the statutes is amended to read:

19 183.1021 (2g) (b) If the notice under par. (a) is returned to the department as
20 undeliverable or if the foreign limited liability company's principal office cannot be
21 determined from the records of the department, the department shall give the notice
22 by ~~publishing a class 1 notice under ch. 985 in the official state newspaper~~ posting
23 the notice on the department's Internet site.

24 **SECTION 1982d.** 185.75 (2) of the statutes is amended to read:

1 185.75 (2) Assets distributable in the course of the liquidation of a cooperative
2 that remain unclaimed after one year may be reported and delivered to the state
3 ~~treasurer~~ secretary of revenue as provided under ch. 177. Assets distributable in the
4 course of the liquidation of a cooperative that are not forfeited under sub. (1) and that
5 remain unclaimed after 5 years shall be reported and delivered to the ~~state treasurer~~
6 secretary of revenue under ch. 177.

7 **SECTION 1982h.** 186.235 (11) (p) 3. of the statutes is amended to read:

8 186.235 (11) (p) 3. One year after the date of the order for final distribution,
9 the office of credit unions shall report and deliver to the ~~state treasurer~~ secretary of
10 revenue all unclaimed funds as provided in ch. 177. All claims subsequently arising
11 shall be presented to the office of credit unions. If the office of credit unions
12 determines that any claim should be allowed, the office shall certify to the
13 department of administration the name and address of the person entitled to
14 payment and the amount of the payment and shall attach the claim to the certificate.
15 The department of administration shall certify the claim to the ~~state treasurer~~
16 secretary of revenue for payment.

17 **SECTION 1982p.** 193.735 (1) (intro.) of the statutes is amended to read:

18 193.735 (1) ALTERNATE PROCEDURE TO DISTRIBUTE PROPERTY. (intro.)
19 Notwithstanding s. 177.17 (4) (a) 2. and (b), a cooperative may distribute any
20 property required to be reported under s. 177.17 (1) to an entity that is exempt from
21 taxation under section 501 (a) of the Internal Revenue Code. A cooperative making
22 a distribution under this subsection shall file all of the following with the ~~state~~
23 ~~treasurer~~ secretary of revenue before making the distribution:

24 **SECTION 1982t.** 193.905 (4) (b) of the statutes is amended to read:

1 193.905 (4) (b) Assets distributable in the course of the dissolution of a
2 cooperative that are not forfeited under par. (a) shall be reported and delivered to the
3 ~~state treasurer~~ secretary of revenue as provided under ch. 177.

4 **SECTION 1989.** 196.208 (5p) (a) 1. of the statutes is amended to read:

5 196.208 (5p) (a) 1. “Charitable organization” has the meaning given in s.
6 ~~440.41~~ 202.11 (1).

7 **SECTION 1989b.** 196.504 of the statutes is created to read:

8 **196.504 Broadband expansion grant program.** (1) In this section:

9 (a) “Eligible applicant” means any of the following:

- 10 1. An organization operated for profit or not for profit, including a cooperative.
11 2. A telecommunications utility.
12 3. A city, village, town, or county that submits an application in partnership
13 with an eligible applicant under subd. 1. or 2.

14 (b) “Underserved” means served by fewer than 2 broadband service providers.

15 (2) The commission shall administer the broadband expansion program and
16 shall have the following powers:

17 (a) To make broadband expansion grants to eligible applicants for the purpose
18 of constructing broadband infrastructure in underserved areas designated under
19 par. (d). Grants awarded under this section shall be paid from the appropriation
20 under s. 20.155 (3) (g).

21 (b) To prescribe the form, nature, and extent of the information that shall be
22 contained in an application for a grant under this section. The application shall
23 require the applicant to identify the area of the state that will be affected by the
24 proposed project and explain how the proposed project will increase broadband
25 access.

1 (c) To establish criteria for evaluating applications and awarding grants under
2 this section. The criteria shall prohibit grants that have the effect of subsidizing the
3 expenses of a telecommunication provider or the monthly bills of
4 telecommunications customers. The criteria shall give priority to projects that
5 include matching funds, that involve public-private partnerships, that affect areas
6 with no broadband service providers, or that affect a large geographic area or a large
7 number of underserved individuals or communities.

8 (d) To designate areas of the state that are underserved as underserved areas.

9 **SECTION 1989c.** 196.58 (1) of the statutes is renumbered 196.58 (1r), and
10 196.58 (1r) (a) and (c), as renumbered, are amended to read:

11 196.58 (1r) (a) Determine by ~~contract, ordinance or resolution~~ municipal
12 regulation the quality and character of each kind of product or service to be furnished
13 or rendered by any public utility within the municipality and all other terms and
14 conditions, consistent with this chapter and ch. 197, upon which the public utility
15 may be permitted to occupy the streets, highways or other public places within the
16 municipality. The ~~contract, ordinance or resolution~~ municipal regulation shall be in
17 force and on its face reasonable.

18 (c) Provide a penalty for noncompliance with the provisions of any ~~ordinance~~
19 ~~or resolution~~ municipal regulation adopted under this subsection.

20 **SECTION 1989g.** 196.58 (1g) of the statutes is created to read:

21 196.58 (1g) In this section, “municipal regulation” has the meaning given in
22 s. 182.017 (1g) (bm).

23 **SECTION 1989L.** 196.58 (4) of the statutes is renumbered 196.58 (4) (a) and
24 amended to read:

1 196.58 (4) (a) Upon complaint made by a public utility or by any qualified
2 complainant under s. 196.26, the commission shall set a hearing and if it finds a
3 ~~contract, ordinance or resolution~~ municipal regulation under sub. (1) (1r) to be
4 unreasonable, the ~~contract, ordinance or resolution~~ municipal regulation shall be
5 void.

6 **SECTION 1989p.** 196.58 (4) (b) of the statutes is created to read:

7 196.58 (4) (b) Notwithstanding any provision of this chapter, upon complaint
8 by a telecommunications provider, including an alternative telecommunications
9 utility, or a video service provider, the commission shall set a hearing and, if it finds
10 to be unreasonable any municipal regulation relating to any product or service
11 rendered by any such provider within a municipality or relating to the terms and
12 conditions upon which such provider occupies the streets, highways, or other public
13 places within the municipality, the municipal regulation shall be void.

14 **SECTION 1989t.** 196.58 (4) (c) of the statutes is created to read:

15 196.58 (4) (c) Notwithstanding s. 182.017 (2), a municipal regulation is
16 unreasonable under par. (a) or (b) if it requires a public utility, telecommunications
17 provider, or video service provider to pay any part of the cost to modify or relocate the
18 public utility's, telecommunications provider's, or video service provider's facilities
19 to accommodate an urban rail transit system, as defined in s. 182.017 (1g) (ct).

20 **SECTION 1989x.** 196.58 (6) of the statutes is amended to read:

21 196.58 (6) No public utility furnishing and selling gaseous fuel or undertaking
22 to furnish or sell gaseous fuel in a municipality where the fuel has not been sold
23 previously to the public shall change the character or kind of fuel by substituting for
24 manufactured gas any natural gas or any mixture of natural and manufactured gas
25 for distribution and sale in any municipality, or undertake the sale of natural gas in

1 any municipality where no gaseous fuel was previously sold, unless the governing
2 body of the municipality, by authorization, passage or adoption of appropriate
3 ~~contract, ordinance or resolution~~ municipal regulation, approves and authorizes the
4 change in fuel or commencement of sale. No ~~contract, ordinance or resolution~~
5 municipal regulation enacted under this subsection may be inconsistent or in conflict
6 with any certificate granted under s. 196.49.

7 **SECTION 1990.** Chapter 202 of the statutes is created to read:

8 **CHAPTER 202**

9 **REGULATION OF PROFESSIONAL**
10 **EMPLOYER ORGANIZATIONS AND**
11 **THE SOLICITATION OF FUNDS FOR**

12 **A CHARITABLE PURPOSE**

13 **SUBCHAPTER I**

14 **GENERAL PROVISIONS**

15 **202.01 Definitions.** In this subchapter:

16 (1) “Applicant” means any of the following:

17 (a) A person applying to the department for an initial registration.

18 (b) A person applying to the department for renewal of a registration.

19 (2) “Controlling person” has the meaning given in 202.21 (3).

20 (3) “Department” means the department of financial institutions.

21 (4) “Registrant” means a person who is registered under ss. 202.12 to 202.14
22 or 202.22.

23 (5) “Registration” means a registration the department issues under ss. 202.12
24 to 202.14 or 202.22.

1 **202.02 General duties and powers.** (1) The department may issue
2 subpoenas for the attendance of witnesses and the production of documents or other
3 materials prior to the commencement of a disciplinary or other proceeding under this
4 chapter.

5 (2) The department shall establish the content and form of each type of
6 registration. Upon the request of a registrant and payment of a \$10 fee, the
7 department may issue to a registrant a wall certificate.

8 (3) The department may require a registrant to do any of the following:

9 (a) Display the registrant's certificate of registration in a conspicuous place in
10 the registrant's office or place of business.

11 (b) Post a notice in a conspicuous place in the registrant's office or place of
12 business describing the procedures for filing a complaint against the registrant.

13 (4) (a) The department shall require each applicant to provide his or her social
14 security number with the applicant's application for a registration or registration
15 renewal, or, if the applicant is not an individual, the department shall require the
16 applicant to provide its federal employer identification number.

17 (b) If an applicant is an individual who does not have a social security number,
18 the applicant shall submit a statement to the department made or subscribed under
19 oath that the applicant does not have a social security number. The department of
20 children and families shall prescribe the form of the statement. A registration issued
21 in reliance upon a false statement submitted under this paragraph is invalid.

22 (c) The department may not disclose a social security number obtained under
23 par. (a) to any person except the department of children and families to administer
24 s. 49.22 and the department of revenue to request certifications under s. 73.0301 and
25 administer state taxes.

1 (5) The department shall cooperate with the departments of justice, health
2 services, and children and families to develop and maintain a computer linkup to
3 provide access to information regarding the current status of a registration,
4 including whether the registration has been restricted in any way.

5 (6) (a) The department may conduct an investigation to determine whether an
6 applicant satisfies any of the eligibility requirements specified for the registration,
7 including whether the applicant does not have an arrest or conviction record. In
8 conducting an investigation under this paragraph, the department may require an
9 applicant to provide any information that is necessary for the investigation, except
10 that, for an investigation of an arrest or conviction record, the department shall
11 comply with the requirements under par. (d).

12 (b) A registrant who is convicted of a felony or misdemeanor anywhere shall
13 send a notice of the conviction by 1st class mail to the department within 48 hours
14 after the entry of the judgment of conviction.

15 (c) The department may investigate whether an applicant or registrant has
16 been charged with or convicted of a crime.

17 (d) 1. Except as provided in subd. 2., the department may not require that an
18 applicant or registrant be fingerprinted or submit fingerprints in connection with a
19 registration.

20 2. The department may require a person for whom the department conducts
21 an investigation under par. (c) to be photographed and fingerprinted on 2 fingerprint
22 cards, each bearing a complete set of the person's fingerprints. The department of
23 justice may submit the fingerprint cards to the federal bureau of investigation to
24 verify the identity of the persons fingerprinted and obtain records of their criminal
25 arrests and convictions.

1 (e) The department shall charge an applicant the fees, costs, or other expenses
2 the department incurs for conducting an investigation under this subsection.

3 (7) The department may require the electronic submission of an application for
4 registration or registration renewal or any other document or information that may
5 be submitted to the department under this chapter.

6 **202.025 Registration renewal; denial of registration or registration**
7 **renewal. (1) NOTICE OF RENEWAL. (a)** The department shall give a notice of renewal
8 to each registrant at least 30 days before the renewal date of the registration. The
9 department may give that notice by electronic transmission.

10 (b) Failure to receive a notice of renewal is not a defense in any disciplinary
11 proceeding against a registrant or in any proceeding against a former registrant for
12 practicing without a registration. Failure to receive a notice of renewal does not
13 relieve a registrant from the obligation to pay a penalty for late renewal under sub.
14 (2).

15 (2) LATE RENEWAL. If the department does not receive an application to renew
16 a registration before the applicable renewal date, the registrant may restore the
17 registration by paying, within 60 days after the renewal date, the renewal fee and
18 late fee determined by the department under s. 202.08.

19 (3) DENIAL OF REGISTRATION OR REGISTRATION RENEWAL. (a) 1. Notwithstanding
20 ss. 202.12 to 202.14 and 202.23, if the department determines that an applicant for
21 registration or registration renewal has failed to comply with any applicable
22 requirement for renewal, or that the denial of an application for registration or
23 registration renewal is necessary to protect the public health, safety, or welfare, the
24 department may summarily deny the application for registration or registration
25 renewal.

1 2. If the department denies an application for registration or registration
2 renewal under subd. 1., the department shall provide the applicant with a notice of
3 denial that states the facts or conduct giving rise to the denial and states that the
4 applicant may, within 30 days after the date stated on the notice of denial, file a
5 written request with the department for the department to review the denial at a
6 hearing.

7 (b) This subsection does not apply to a denial of a registration or registration
8 renewal under s. 202.03 or 202.035 (2) (b).

9 **202.03 Registration denial, nonrenewal, or revocation based on tax**
10 **delinquency.** Notwithstanding ss. 202.12 to 202.14 and 202.22, the department
11 shall deny an application for an initial registration or for registration renewal, or
12 revoke a registration, if the department of revenue certifies under s. 73.0301 that the
13 applicant or registrant is liable for delinquent taxes, as defined in s. 73.0301 (1) (c).

14 **202.035 Delinquency in support payments; failure to comply with**
15 **subpoena or warrant.** (1) In this section, “support” has the meaning given in s.
16 49.857 (1) (g).

17 (2) Notwithstanding ss. 202.12 to 202.14 and 202.22, the department shall do
18 all of the following, subject to the memorandum of understanding between the
19 department and the department of children and families under s. 49.857:

20 (a) Restrict, limit, or suspend a registration, or deny an application for an
21 initial registration, if the registrant, applicant, or a controlling person of the
22 registrant or applicant is delinquent in paying support or fails to comply, after
23 appropriate notice, with a subpoena or warrant related to support or paternity
24 proceedings that is issued by the department of children and families or a county
25 child support agency under s. 59.53 (5).

1 (b) Deny an application for registration renewal if the registrant or a
2 controlling person of the registrant is delinquent in paying support or fails to comply,
3 after appropriate notice, with a subpoena or warrant related to support or paternity
4 proceedings that is issued by the department of children and families or a county
5 child support agency under s. 59.53 (5).

6 **202.04 Voluntary surrender of registration.** A registrant may voluntarily
7 surrender his or her registration. The department may refuse to accept that
8 surrender if a complaint has been filed or a disciplinary proceeding has been
9 commenced against the registrant.

10 **202.05 Nondisclosure of certain personal information.** (1) In this
11 section:

12 (a) “List” means information compiled or maintained by the department that
13 contains the personal identifiers of at least 10 individuals.

14 (b) “Personal identifier” means a social security number, telephone number,
15 street name and number, electronic mail address, or post-office box number.

16 (2) If a form that the department requires an individual to complete in
17 connection with a registration or registration renewal under this chapter requires
18 the individual to provide a personal identifier of the individual, the form shall
19 include a place for the individual to declare that the individual’s personal identifier
20 may not be disclosed on any list that the department furnishes to another person.

21 (3) If the department requires an individual to provide in person or by
22 telephone or other electronic means a personal identifier of the individual in
23 connection with a registration or registration renewal under this chapter, the
24 department shall provide the individual an opportunity to declare that the

1 individual's personal identifier may not be disclosed on any list that the department
2 furnishes to another person.

3 (4) Upon request, the department shall provide to a registrant who is an
4 individual a form that includes a place for the individual to declare that the
5 individual's personal identifier may not be disclosed on any list that the department
6 furnishes to another person.

7 (5) (a) Except as provided in par. (b), the department may not disclose on any
8 list that it furnishes to another person a personal identifier of any individual who has
9 made a declaration under sub. (2), (3), or (4).

10 (b) Paragraph (a) does not apply to a list that the department furnishes to
11 another state agency, a law enforcement agency, or a federal governmental agency.
12 A state agency that receives a list from the department containing a personal
13 identifier of an individual who has made a declaration under sub. (2), (3), or (4) may
14 not disclose the personal identifier to any person other than a state agency, a law
15 enforcement agency, or a federal governmental agency.

16 **202.055 Change of name or address.** (1) An applicant or registrant that
17 undergoes a change of name or address shall notify the department of the applicant's
18 or registrant's new name or address within 30 days after the change in writing or in
19 accordance with other notification procedures approved by the department.

20 (2) The department may serve any process, notice, or demand on a registrant
21 by mailing it to the last-known address of the registrant as indicated in the
22 department's records, or by other means established by the department by rule.

23 (3) Any person who fails to comply with sub. (1) shall be subject to a forfeiture
24 of \$50.

1 **202.06 Disciplinary proceedings; enforcement of laws requiring**
2 **registration. (1) INVESTIGATIONS.** The department may conduct investigations and
3 hold hearings to determine whether any person has violated this chapter or any rule
4 promulgated under this chapter.

5 **(2) DISCIPLINARY ACTION.** The department may reprimand a registrant or deny,
6 limit, suspend, revoke, restrict, refuse to renew, or otherwise withhold a registration
7 if the department finds that an applicant, registrant, or controlling person has done
8 any of the following:

9 (a) Made a material misrepresentation or false statement in an application for
10 registration or registration renewal or in any other information submitted to the
11 department or in a report under s. 108.067.

12 (b) Violated this chapter or a rule promulgated under this chapter.

13 **(3) FORFEITURE.** In addition to or in lieu of a reprimand or a denial, limitation,
14 suspension, revocation, restriction, nonrenewal, or other withholding of a
15 registration under sub. (2), the department may assess against an applicant,
16 registrant, or controlling person a forfeiture of not more than \$1,000 for each
17 violation.

18 **(5) INJUNCTION.** If it appears upon complaint to the department or the
19 department otherwise knows that any person has violated this chapter, the
20 department or the district attorney of the proper county may investigate and may,
21 in addition to any other remedies, bring action in the name of and on behalf of the
22 state against that person to enjoin the person from committing further violations of
23 this chapter.

24 **(6) PRACTICE WITHOUT A REGISTRATION.** (a) If, after holding a public hearing, the
25 department determines that a person has engaged in a practice or used a title

1 without a required registration, the department may issue a special order enjoining
2 the person from continuing the practice or use of the title.

3 (b) In lieu of holding a public hearing, if the department has reason to believe
4 that a person has engaged in a practice or used a title without a required registration,
5 the department may petition the circuit court for a temporary restraining order or
6 an injunction as provided in ch. 813.

7 (c) 1. Any person who violates a special order issued under par. (a) may be
8 required to forfeit not more than \$10,000 for each offense. Each day of continued
9 violation constitutes a separate offense. The attorney general or any district
10 attorney may commence an action in the name of the state to recover a forfeiture
11 under this subdivision.

12 2. Any person who violates a temporary restraining order or an injunction
13 issued by a court upon a petition under par. (b) may be fined not less than \$25 nor
14 more than \$5,000 or imprisoned for not more than one year in the county jail or both.

15 (7) JUDICIAL REVIEW. Any person who is aggrieved by any action taken under
16 this chapter by the department, its officers, or agents may apply for judicial review
17 as provided in ch. 227.

18 **202.07 Administrative warnings.** (1) If the department determines during
19 an investigation of a complaint against a registrant that there is evidence that the
20 registrant committed misconduct, the department may close the investigation by
21 issuing an administrative warning to the registrant if the department determines
22 that no further disciplinary action is warranted, the complaint involves a first
23 occurrence of a minor violation, and the issuance of an administrative warning
24 adequately protects the public.

1 (2) A registrant may obtain review of an administrative warning through a
2 personal appearance before the department.

3 (3) (a) An administrative warning does not constitute an adjudication of guilt
4 or the imposition of discipline and, except as provided in par. (b), may not be used as
5 evidence that the registrant is guilty of the alleged misconduct.

6 (b) If the department receives a subsequent complaint of misconduct by a
7 registrant against whom the department issued an administrative warning, the
8 department may reopen the matter that gave rise to the administrative warning and
9 commence disciplinary proceedings against the registrant, and the administrative
10 warning may be used as evidence that the registrant had actual notice that the
11 misconduct that was the basis for the administrative warning was contrary to law.

12 (4) An administrative warning is a public record subject to inspection or
13 copying under s. 19.35.

14 **202.08 Fees.** (1) The department shall determine the fees for an initial
15 registration and for a registration renewal, including late fees for each type of
16 registration under ss. 202.12 to 202.14 and 202.22, based on the department's
17 administrative and enforcement costs under this chapter.

18 (2) Before the department makes any fee adjustment under sub. (1), the
19 department shall send a notification of the proposed fee adjustments to the
20 cochairpersons of the joint committee on finance. If the cochairpersons of the
21 committee do not notify the secretary of financial institutions within 14 working
22 days after the date of the department's notification that the committee has scheduled
23 a meeting for the purpose of reviewing the proposed fee adjustments, the fee
24 adjustments may be made as proposed. The department shall notify registrants of
25 the fee adjustments by posting the fee adjustments on the department's Internet site

1 and in registration renewal notices sent to affected registrants under s. 202.025 (1).
2 If, within 14 working days after the date of the department's notification, the
3 cochairpersons of the committee notify the secretary of financial institutions that the
4 committee has scheduled a meeting for the purpose of reviewing the proposed fee
5 adjustments, the fee adjustments may be made only upon approval of the committee.

6 **202.09 Debit or credit card payments; collection of registration for**
7 **nonpayment by financial institution.** (1) If the department permits the
8 payment of a fee by use of a debit or credit card, the department may charge a service
9 charge for each transaction in addition to the fee being paid. The service charge shall
10 be sufficient to cover the cost to the department of permitting the payment of a fee
11 by debit or credit card.

12 (2) If a registrant pays a fee required under this chapter by check or by debit
13 or credit card and the check is not paid by the financial institution upon which the
14 check is drawn or if the demand for payment under the debit or credit card
15 transaction is not paid by the financial institution upon which demand is made, the
16 department may cancel the registration after 60 days after the department receives
17 a notice of nonpayment from the financial institution, subject to sub. (3).

18 (3) At least 20 days before canceling a registration under sub. (2), the
19 department shall provide a notice to the registrant that informs the registrant that
20 the check or demand for payment under the debit or credit card transaction was not
21 paid by the financial institution and that the registrant's registration may be
22 canceled, unless the registrant does all of the following before that date:

23 (a) Pays the fee for which the unpaid check or demand for payment under the
24 debit or credit card transaction was issued.

25 (b) Pays any applicable late fee.

1 (c) Pays the charge for an unpaid draft established by the depository selection
2 board under s. 20.905 (2).

3 (4) The department may extend the date for cancellation to allow the registrant
4 additional time to comply with sub. (3) (a) to (c).

5 (5) The department may reinstate a registration that it cancelled under this
6 section only if the former registrant complies with sub. (3) (a) to (c) and pays a \$30
7 reinstatement fee.

8 **202.095 Rules.** The department shall promulgate rules to implement this
9 chapter.

10 202.11 (5m) “Department” means the department of financial institutions.

11 202.21 (3m) “Department” means the department of financial institutions.

12 **SECTION 1990g.** 217.11 (5) of the statutes is amended to read:

13 217.11 (5) If a licensee ceases to do business in this state, the licensee shall
14 deposit the licensee’s records and proceeds of checks and remittances relating to
15 checks sold in this state with the ~~state treasurer~~ secretary of revenue. On claim and
16 submission of proof of ownership satisfactory to the ~~treasurer~~ secretary of revenue,
17 the ~~treasurer~~ secretary of revenue shall pay such amount of the funds deposited as
18 are owing to a person. Such funds as are not paid out within 20 years from date of
19 deposit shall escheat to and become the property of the state, and shall be paid by
20 the ~~treasurer~~ secretary of revenue and be dealt with in the same manner as other
21 escheated property.

22 **SECTION 1990m.** 220.08 (14) of the statutes is amended to read:

23 220.08 (14) The division may pay the moneys held by the division to the persons
24 entitled to them, upon being furnished satisfactory evidence of their right to the
25 same. In cases of doubt or conflicting claims, the division may require an order of the

1 circuit court authorizing and directing the payment thereof. The division may apply
2 the interest earned towards defraying the expenses in the payment and distribution
3 of such unclaimed deposits or dividends to the depositors and creditors entitled to
4 receive them, and if necessary may draw on the fund to defray such expenses. After
5 one year from the time of the order for final distribution, the division shall report and
6 deliver all unclaimed funds to the ~~state treasurer~~ secretary of revenue as provided
7 in ch. 177. All claims subsequently arising shall be presented to the division. If the
8 division determines that any claim should be allowed, the division shall certify to the
9 department of administration the name and address of the person entitled to
10 payment and the amount thereof and shall attach the claim to the certificate. The
11 ~~secretary of administration~~ shall certify the claim to the ~~state treasurer~~ secretary of
12 revenue for payment.

13 **SECTION 1990s.** 220.08 (20) of the statutes is amended to read:

14 220.08 (20) In the event the division, as statutory receiver of closed state banks
15 or in connection with the division's supervision of segregated trusts, shall have
16 possession of any funds or property by reason of any recovery on an official bond or
17 otherwise, and said funds shall not belong to or be attributable to any specific bank
18 or banks in liquidation or to any specific segregated trust or trusts and it shall appear
19 that all or a number of banks in liquidation or all or a number of the segregated trusts
20 supervised by the division or the depositors or other creditors of such banks or trusts,
21 may have an interest in such funds or property, the division may petition the circuit
22 court for Dane County for an order directing the disposition of such funds or property.
23 The court, upon presentation of such a petition, shall direct the division to give such
24 notice of hearing thereon, by publication of a class 3 notice, under ch. 985, or
25 otherwise, as appears reasonable under the circumstances. The expenses of the

1 division in any such proceeding shall be paid out of such funds or property. If it shall
2 appear to the court that the persons to whom such funds or property may ultimately
3 belong cannot be found or ascertained or that the expense of such ascertainment
4 would in the judgment of the court be excessive or unreasonable under all the
5 circumstances, the court shall enter an order directing the division to transmit such
6 funds or property to the ~~state treasurer~~ secretary of revenue to become the property
7 of the state. Any person claiming an interest in any such funds or property so ordered
8 to be transmitted to the ~~state treasury~~ secretary of revenue may within 5 years after
9 the entry of such order bring suit against the state for recovery thereof without
10 interest.

11 **SECTION 1991.** 224.42 (1) (a) of the statutes is amended to read:

12 224.42 (1) (a) “Financial institution” has the meaning given in ~~12 USC 3401~~
13 ~~(1) s. 49.45 (4m) (a) 3.~~

14 **SECTION 1991p.** 227.01 (8m) of the statutes is created to read:

15 227.01 (8m) “Permanent rule” means a rule other than a rule promulgated
16 under s. 227.24.

17 **SECTION 1992.** 227.01 (13) (im) of the statutes is repealed.

18 **SECTION 1993.** 227.01 (13) (Lr) of the statutes is created to read:

19 227.01 (13) (Lr) Determines what constitutes high-demand fields for purposes
20 of s. 38.28 (2) (be) 1. b.

21 **SECTION 1995.** 227.01 (13) (ur) of the statutes is repealed.

22 **SECTION 1996.** 227.03 (7m) of the statutes is amended to read:

23 227.03 (7m) Except as provided in s. ~~401.143~~ 292.63 (6s), this chapter does not
24 apply to proceedings in matters that are arbitrated under s. ~~401.143~~ 292.63 (6s).

25 **SECTION 1996bp.** 227.135 (3) of the statutes is amended to read:

1 227.135 (3) If the governor approves a statement of the scope of a proposed rule
2 under sub. (2), the agency shall send an electronic copy of the statement to the
3 legislative reference bureau, in a format approved by the legislative reference
4 bureau, for publication in the register. On the same day that the agency sends the
5 statement to the legislative reference bureau, the agency shall send a copy of the
6 statement to the secretary of administration. The agency shall include with any
7 statement of scope sent to the legislative reference bureau the date of the governor's
8 approval of the statement of scope. The legislative reference bureau shall assign a
9 discrete identifying number to each statement of scope and shall include that
10 number and the date of the governor's approval in the publication of the statement
11 of scope in the register.

12 **SECTION 1996d.** 227.14 (4m) of the statutes is amended to read:

13 227.14 (4m) NOTICE OF SUBMITTAL TO LEGISLATIVE COUNCIL STAFF. On the same
14 day that an agency submits a proposed rule to the legislative council staff under s.
15 227.15, the agency shall prepare a written notice of the agency's submittal to the
16 legislative council staff. The notice shall include a statement of the date on which
17 the proposed rule has been submitted to the legislative council staff for review, of the
18 subject matter of the proposed rule and of whether a public hearing on the proposed
19 rule is required, and shall identify the organizational unit within the agency that is
20 primarily responsible for the promulgation of the rule. The notice shall also include
21 a statement containing the identifying number of the statement of scope for the
22 proposed rule assigned under s. 227.135 (3), the date of publication and issue number
23 of the register in which the statement of scope is published, and the date of approval
24 of the statement of scope by the individual or body with policy-making powers over
25 the subject matter of the proposed rule under s. 227.135 (2). The notice shall be

1 approved by the individual or body with policy-making powers over the subject
2 matter of the proposed rule. The agency shall send an electronic copy of the notice
3 to the legislative reference bureau, in a format approved by the legislative reference
4 bureau, for publication in the register. On the same day that the agency sends the
5 notice to the legislative reference bureau, the agency shall send a copy of the notice
6 to the secretary of administration.

7 **SECTION 1996dp.** 227.16 (2) (e) (intro.) of the statutes is amended to read:

8 227.16 (2) (e) (intro.) The proposed rule ~~and the fiscal estimate required under~~
9 ~~s. 227.14 (4) are,~~ as submitted to the legislative council staff under s. 227.15 (1), is
10 sent to the legislative reference bureau in an electronic format approved by the
11 legislative reference bureau and published in the notice section of the register with
12 a statement that the proposed rule will be promulgated without public hearing
13 unless a petition is received by the agency within 30 days after publication of the
14 notice, signed by any of the following:

15 **SECTION 1996f.** 227.17 (1) (a) and (b) of the statutes are amended to read:

16 227.17 (1) (a) Send written notice of the hearing, in an electronic format
17 approved by the legislative reference bureau, to the legislative reference bureau for
18 publication in the register and, if required, publish the notice in a local newspaper.

19 (b) Send an electronic copy of the written notice of the hearing under par. (a)
20 to each member of the legislature who has filed a written request for notice with the
21 legislative reference bureau. Upon request, the legislative reference bureau shall
22 furnish an agency with the name and address of each legislator who has requested
23 notice.

24 **SECTION 1996fp.** 227.17 (2) of the statutes is amended to read:

1 227.17 (2) The notice under sub. (1) shall be given at least 10 days prior to the
2 date set for a hearing. Notice through the register is considered to have been given
3 on the effective date of the issue of the register in which the notice first appears, ~~or,~~
4 ~~if applicable, on the date prescribed under s. 227.22 (4).~~

5 **SECTION 1996h.** 227.17 (3) (b) of the statutes is amended to read:

6 227.17 (3) (b) ~~Either the text of A copy of the proposed rule in the form specified~~
7 ~~in s. 227.14 (1), or an informative summary of the effect of the proposed rule. If the~~
8 ~~agency chooses to publish an informative summary rather than the full text of a~~
9 ~~proposed rule, the notice shall include a description of how a copy of the text may be~~
10 ~~obtained from the agency at no charge as submitted to the legislative council staff~~
11 ~~under s. 227.15 (1).~~

12 **SECTION 1996hp.** 227.17 (3) (c) and (d) of the statutes are repealed.

13 **SECTION 1996j.** 227.17 (3) (e) of the statutes is repealed.

14 **SECTION 1996jp.** 227.17 (3) (em) of the statutes is amended to read:

15 227.17 (3) (em) ~~The economic impact analysis required under s. 227.137 (2),~~
16 ~~any revised economic impact analysis required under s. 227.137 (4), and any Any~~
17 ~~report prepared by the department of administration under s. 227.137 (6), or a~~
18 ~~summary of that analysis and report and a description of how a copy of the full~~
19 ~~analysis and report may be obtained from the agency at no charge.~~

20 **SECTION 1996L.** 227.19 (2) of the statutes is amended to read:

21 227.19 (2) An agency shall submit a notice to the chief clerk of each house of
22 the legislature when a proposed rule is in final draft form. The notice shall be
23 submitted in triplicate and shall be accompanied by a report in the form specified
24 under sub. (3). A notice received under this subsection after the last day of the
25 legislature's final general-business floorperiod in the biennial session as established

1 in the joint resolution required under s. 13.02 (3) shall be considered received on the
2 first day of the next regular session of the legislature, unless the presiding officers
3 of both houses direct referral of the notice and report under this subsection before
4 that day. The presiding officer of each house of the legislature shall, within 10
5 working days following the day on which the notice and report are received, direct
6 the appropriate chief clerk to refer the notice and report to one standing committee.
7 The agency shall submit to the legislative reference bureau for publication in the
8 register, in an electronic format approved by the legislative reference bureau, a
9 statement that a proposed rule has been submitted to the chief clerk of each house
10 of the legislature. The agency shall also include in the statement the date of approval
11 of the proposed rule by the governor under s. 227.185. Each chief clerk shall enter
12 a similar statement in the journal of his or her house.

13 **SECTION 1996Lp.** 227.20 (1) of the statutes is amended to read:

14 227.20 (1) An agency shall file a certified copy of each rule it promulgates with
15 the legislative reference bureau. No rule is valid until the certified copy has been
16 filed. A certified copy shall be typed or duplicated on 8 1/2 by 11 inch paper, leaving
17 sufficient room for a stamp at the top of the first page. Forms that are filed need not
18 comply with the specifications of this subsection. The agency shall also send a copy
19 of each rule to the legislative reference bureau in an electronic format approved by
20 the legislative reference bureau.

21 **SECTION 1996n.** 227.21 (1) of the statutes is amended to read:

22 227.21 (1) ~~All~~ The legislative reference bureau shall publish all rules that
23 agencies are directed by this chapter to file with the legislative reference bureau
24 ~~shall be published under s. 227.20 in the code and register and shall publish all~~

1 permanent rules that agencies are directed by this chapter to file with the legislative
2 reference bureau under s. 227.20 in the code, as required under provided in s. 35.93.

3 **SECTION 1996np.** 227.21 (2) (c) of the statutes is created to read:

4 227.21 (2) (c) An agency that adopts standards under par. (a) may provide the
5 legislative reference bureau with one or more Web addresses to provide electronic
6 access to the standards for publication in conjunction with the publication of the
7 Wisconsin administrative code and register under s. 35.93.

8 **SECTION 1996p.** 227.22 (1) of the statutes is amended to read:

9 227.22 (1) In this section, “date of publication” means the first date on which
10 ~~an issue of the register is mailed to any person entitled under s. 35.84 to receive it~~
11 a register is published under s. 35.93 (2).

12 **SECTION 1996pp.** 227.22 (2) (d) of the statutes is repealed.

13 **SECTION 1996r.** 227.22 (4) of the statutes is repealed.

14 **SECTION 1996rp.** 227.24 (1) (e) 2. of the statutes is amended to read:

15 227.24 (1) (e) 2. Prepare a fiscal estimate ~~of~~ for the rule in the format prescribed
16 under s. 227.14 (4) ~~and~~, mail the fiscal estimate to each member of the legislature,
17 and send a copy of the fiscal estimate to the legislative reference bureau in an
18 electronic format approved by the legislative reference bureau, not later than 10 days
19 after the date on which the rule is published.

20 **SECTION 1996t.** 227.24 (3) of the statutes is amended to read:

21 227.24 (3) FILING. An agency shall file a rule promulgated under sub. (1) as
22 provided in s. 227.20, shall mail a copy to the chief clerk of each house and to each
23 member of the legislature at the time that the rule is filed and shall take any other
24 step it considers feasible to make the rule known to persons who will be affected by
25 it. The legislative reference bureau shall insert in the notice section of each issue of

1 the register a brief description of each rule under sub. (1) that is currently in effect,
2 and a copy of the rule and fiscal estimate. Each copy, notice or description of a rule
3 promulgated under sub. (1) (a) shall be accompanied by a statement of the emergency
4 finding by the agency or by a statement that the rule is promulgated at the direction
5 of the joint committee for review of administrative rules under s. 227.26 (2) (b).

6 **SECTION 1996tp.** 227.40 (6) of the statutes is amended to read:

7 227.40 (6) Upon entry of a final order in a declaratory judgment action under
8 sub. (1), the court shall ~~notify~~ send an electronic notice to the legislative reference
9 bureau of the court's determination as to the validity or invalidity of the rule, in a
10 format approved by the legislative reference bureau, and the legislative reference
11 bureau shall publish a notice of that determination in the Wisconsin administrative
12 register under s. 35.93 (4) (2) and insert an annotation of that determination in the
13 Wisconsin administrative code under s. 13.92 (4) (a).

14 **SECTION 1997.** 227.42 (7) of the statutes is repealed.

15 **SECTION 1998.** 227.44 (8) of the statutes is amended to read:

16 227.44 (8) A stenographic, electronic or other record of oral proceedings shall
17 be made in any class 2 or class 3 proceeding and in any class 1 proceeding when
18 requested by a party. Each agency may establish rules relating to the transcription
19 of the record into a written transcript and the providing of free copies of the written
20 transcript. Rules may require a purpose for transcription which is deemed by the
21 agency to be reasonable, such as appeal, and if this test is met to the satisfaction of
22 the agency, the record shall be transcribed at the agency's expense, except that in
23 preparing the record for judicial review of a decision that was made in an appeal
24 under s. 227.47 (2) or in an arbitration proceeding under s. ~~101.143~~ 292.63 (6s) or
25 230.44 (4) (bm) the record shall be transcribed at the expense of the party petitioning

1 for judicial review. Rules may require a showing of impecuniousness or financial
2 need as a basis for providing a free copy of the transcript, otherwise a reasonable
3 compensatory fee may be charged. If any agency does not promulgate such rules,
4 then it must transcribe the record and provide free copies of written transcripts upon
5 request. In any event, an agency shall not refuse to provide a written transcript if
6 the person making the request pays a reasonable compensatory fee for the
7 transcription and for the copy. This subsection does not apply where a transcript fee
8 is specifically provided by law.

9 **SECTION 1998u.** 230.03 (3) of the statutes, as affected by 2011 Wisconsin Acts
10 10, 32 and 229, is amended to read:

11 230.03 (3) “Agency” means any board, commission, committee, council, or
12 department in state government or a unit thereof created by the constitution or
13 statutes if such board, commission, committee, council, department, unit, or the
14 head thereof, is authorized to appoint subordinate staff by the constitution or
15 statute, except the Board of Regents of the University of Wisconsin System, a
16 legislative or judicial board, commission, committee, council, department, or unit
17 thereof or an authority created under subch. II of ch. 114 or subch. III of ch. 149 or
18 under ch. 231, 232, 233, 234, 237, 238, or 279. “Agency” does not mean any local unit
19 of government or body within one or more local units of government that is created
20 by law or by action of one or more local units of government.

21 **SECTION 2000.** 230.08 (2) (e) 5. of the statutes is amended to read:

22 230.08 (2) (e) 5. Health services — ~~9~~ 10.

23 **SECTION 2002.** 230.08 (2) (e) 11m. of the statutes is amended to read:

24 230.08 (2) (e) 11m. Safety and professional services — ~~8~~ 7.

25 **SECTION 2004.** 230.08 (2) (fs) of the statutes is amended to read:

1 230.08 (2) (fs) All deputies of department secretaries appointed under s. 15.04
2 (2) ~~and executive assistants, assistant deputy secretaries~~ to department secretaries
3 appointed under s. 15.05 (3), ~~including those and executive assistants~~ appointed by
4 the attorney general, the adjutant general, the director of the technical college
5 system, and the state superintendent of public instruction.

6 **SECTION 2005.** 230.08 (2) (m) of the statutes is repealed.

7 **SECTION 2006m.** 230.08 (2) (v) of the statutes is repealed.

8 **SECTION 2007.** 230.08 (2) (w) of the statutes is repealed and recreated to read:

9 230.08 (2) (w) The executive director of the office of crime victim services in the
10 department of justice.

11 **SECTION 2008.** 230.08 (2) (xm) of the statutes is repealed.

12 **SECTION 2008m.** 230.08 (2) (ya) of the statutes is amended to read:

13 230.08 (2) (ya) The director, deputy director, and executive assistant to the
14 director of the office of state employment relations, and an employee in the office of
15 state employment relations who performs services relating to the coordination of
16 state employee benefits.

17 **SECTION 2009.** 230.08 (2) (yc) of the statutes is created to read:

18 230.08 (2) (yc) The directors of regional offices of intergovernmental affairs in
19 the department of administration.

20 **SECTION 2009m.** 230.08 (4) (b) 4. of the statutes is repealed.

21 **SECTION 2010.** 230.08 (4) (d) of the statutes is amended to read:

22 230.08 (4) (d) The division administrator appointed under sub. (2) (e) 4. shall
23 be an attorney and shall be appointed by the chairperson of the employment
24 relations commission.

25 **SECTION 2013m.** 230.12 (10) of the statutes is amended to read:

1 230.12 (10) ~~ASSISTANT~~ DEPUTY AND ASSISTANT DISTRICT ATTORNEY PAY PROGRESSION
2 PLAN. (a) There is established a pay progression plan for deputy and assistant
3 district attorneys. The pay progression plan shall consist of 17 hourly salary steps,
4 with each step equal to one-seventeenth of the difference between the lowest hourly
5 salary and the highest hourly salary for the salary range for ~~assistant district~~
6 ~~attorneys~~ the position, as contained in the compensation plan. The pay progression
7 plan shall be based entirely on merit.

8 (b) Beginning with the first pay period that occurs on or after July 1, 2013, all
9 deputy and assistant district attorneys who have served with the state as deputy or
10 assistant district attorneys for a continuous period of 12 months or more, and who
11 are not paid the maximum hourly rate, shall be paid an hourly salary at the step that
12 is immediately above their hourly salary on June 30, 2013. All other deputy and
13 assistant district attorneys, who are not paid the maximum hourly rate, shall be paid
14 an hourly salary at the step that is immediately above their hourly salary on June
15 30, 2013, when they have served with the state as deputy or assistant district
16 attorneys for a continuous period of 12 months.

17 (c) Beginning with the first pay period that occurs on or after July 1, 2014, and
18 with the first pay period that occurs on or after each succeeding July 1, all deputy
19 and assistant district attorneys who have served with the state as deputy or
20 assistant district attorneys for a continuous period of 12 months or more, and who
21 are not paid the maximum hourly rate, may, at the discretion of their supervising
22 district attorney, be paid an hourly salary at any step, or part thereof, above their
23 hourly salary on the immediately preceding June 30. All other deputy and assistant
24 district attorneys, who are not paid the maximum hourly rate, may, at the discretion
25 of their supervising district attorney, be paid an hourly salary at any step, or part

1 thereof, above their hourly salary on the immediately preceding June 30, when they
2 have served with the state as deputy or assistant district attorneys for a continuous
3 period of 12 months. No salary adjustment for ~~an a~~ a deputy or an assistant district
4 attorney under this paragraph may exceed 10 percent of his or her base pay during
5 a fiscal year.

6 **SECTION 2014.** 230.12 (11) of the statutes is created to read:

7 **230.12 (11) ASSISTANT STATE PUBLIC DEFENDER PAY PROGRESSION PLAN.** (a) There
8 is established a pay progression plan for assistant state public defenders. The pay
9 progression plan shall consist of 17 hourly salary steps, with each step equal to
10 one-seventeenth of the difference between the lowest hourly salary and the highest
11 hourly salary for the salary range for assistant state public defenders contained in
12 the compensation plan. The pay progression plan shall be based entirely on merit.

13 (b) Beginning with the first pay period that occurs on or after July 1, 2013, all
14 assistant state public defenders who have served with the state as assistant state
15 public defenders for a continuous period of 12 months or more, and who are not paid
16 the maximum hourly rate, shall be paid an hourly salary at the step that is
17 immediately above their hourly salary on June 30, 2013. All other assistant state
18 public defenders, who are not paid the maximum hourly rate, shall be paid an hourly
19 salary at the step that is immediately above their hourly salary on June 30, 2013,
20 when they have served with the state as assistant state public defenders for a
21 continuous period of 12 months.

22 (c) Beginning with the first pay period that occurs on or after July 1, 2014, and
23 with the first pay period that occurs on or after each succeeding July 1, all assistant
24 state public defenders who have served with the state as assistant state public
25 defenders for a continuous period of 12 months or more, and who are not paid the

1 maximum hourly rate, may, at the discretion of the state public defender, be paid an
2 hourly salary at any step, or part thereof, above their hourly salary on the
3 immediately preceding June 30. All other assistant state public defenders, who are
4 not paid the maximum hourly rate, may, at the discretion of the state public defender,
5 be paid an hourly salary at any step, or part thereof, above their hourly salary on the
6 immediately preceding June 30, when they have served with the state as assistant
7 state public defenders for a continuous period of 12 months. No salary adjustment
8 for an assistant state public defender under this paragraph may exceed 10 percent
9 of his or her base pay during a fiscal year.

10 **SECTION 2015.** 230.12 (12) of the statutes is created to read:

11 230.12 (12) ASSISTANT ATTORNEYS GENERAL PAY PROGRESSION PLAN. (a) There is
12 established a pay progression plan for assistant attorneys general. The pay
13 progression plan shall consist of 17 hourly salary steps, with each step equal to
14 one-seventeenth of the difference between the lowest hourly salary and the highest
15 hourly salary for the salary range for assistant attorneys general contained in the
16 compensation plan. The pay progression plan shall be based entirely on merit.

17 (b) Beginning with the first pay period that occurs on or after July 1, 2013, all
18 assistant attorneys general who have served with the state as assistant attorneys
19 general for a continuous period of 12 months or more, and who are not paid the
20 maximum hourly rate, shall be paid an hourly salary at the step that is immediately
21 above their hourly salary on June 30, 2013. All other assistant attorneys general,
22 who are not paid the maximum hourly rate, shall be paid an hourly salary at the step
23 that is immediately above their hourly salary on June 30, 2013, when they have
24 served with the state as assistant attorneys general for a continuous period of 12
25 months.

1 (c) Beginning with the first pay period that occurs on or after July 1, 2014, and
2 with the first pay period that occurs on or after each succeeding July 1, all assistant
3 attorneys general who have served with the state as assistant attorneys general for
4 a continuous period of 12 months or more, and who are not paid the maximum hourly
5 rate, may, at the discretion of the attorney general, be paid an hourly salary at any
6 step, or part thereof, above their hourly salary on the immediately preceding June
7 30. All other assistant attorneys general, who are not paid the maximum hourly rate,
8 may, at the discretion of the attorney general, be paid an hourly salary at any step,
9 or part thereof, above their hourly salary on the immediately preceding June 30,
10 when they have served with the state as assistant attorneys general for a continuous
11 period of 12 months. No salary adjustment for an assistant attorney general under
12 this paragraph may exceed 10 percent of his or her base pay during a fiscal year.

13 **SECTION 2016.** 230.14 (3m) of the statutes is amended to read:

14 230.14 (3m) In advertising openings in the classified civil service, the state
15 may not require as a condition of application that an applicant be a college graduate
16 unless the opening is a position as a forensic scientist in a state or regional crime
17 laboratory or unless the opening must be filled by an incumbent holding a credential,
18 as defined in s. 440.01 (2) (a), or other license, permit, certificate or registration in
19 an occupation regulated by law and college graduation is required to obtain the
20 occupational credential, license, permit, certificate or registration.

21 **SECTION 2017m.** 230.80 (4) of the statutes is amended to read:

22 230.80 (4) “Governmental unit” means any association, authority, board,
23 commission, department, independent agency, institution, office, society, or other
24 body in state government created or authorized to be created by the constitution or
25 any law, including the legislature, the office of the governor, and the courts, but

1 ~~excluding the Health Insurance Risk-Sharing Plan Authority.~~ “Governmental unit”
2 does not mean any political subdivision of the state or body within one or more
3 political subdivisions that is created by law or by action of one or more political
4 subdivisions.

5 **SECTION 2017p.** 230.90 (1) (c) of the statutes is amended to read:

6 230.90 (1) (c) “Governmental unit” means any association, authority, board,
7 commission, department, independent agency, institution, office, society or other
8 body in state government created or authorized to be created by the constitution or
9 any law, including the legislature, the office of the governor and the courts.
10 “Governmental unit” does not mean the University of Wisconsin Hospitals and
11 Clinics Authority, ~~the Health Insurance Risk-Sharing Plan Authority,~~ or any
12 political subdivision of the state or body within one or more political subdivisions
13 which is created by law or by action of one or more political subdivisions.

14 **SECTION 2018.** 231.01 (4) (a) of the statutes is amended to read:

15 231.01 (4) (a) “Cost” means the sum of all costs incurred by a participating
16 health institution, participating educational institution, participating nonprofit
17 institution, or participating research institution, as approved by the authority, as are
18 reasonable and necessary to accomplish the project, exclusive of any private or
19 federal, state, or local financial assistance received by the participating health
20 institution, participating educational institution, participating nonprofit
21 institution, or participating research institution for the payment of the project cost.

22 **SECTION 2019.** 231.01 (4) (b) 1. of the statutes is amended to read:

23 231.01 (4) (b) 1. The cost incurred by or on behalf of the participating health
24 institution, participating educational institution, participating nonprofit
25 institution, or participating research institution of all necessary developmental,

1 planning, and feasibility studies, surveys, plans, and specifications, architectural,
2 engineering, legal, or other special services, the cost of acquisition of land and any
3 buildings and improvements on the land, site preparation, and development
4 including demolition or removal of existing structures, construction, reconstruction,
5 and equipment, including machinery, fixed equipment, and personal property.

6 **SECTION 2020.** 231.01 (4) (b) 2. of the statutes is amended to read:

7 231.01 (4) (b) 2. The reasonable cost of financing incurred by a participating
8 health institution, participating educational institution, participating nonprofit
9 institution, or participating research institution in the course of the development of
10 the project to the occupancy date.

11 **SECTION 2021.** 231.01 (4) (c) of the statutes is amended to read:

12 231.01 (4) (c) All rents and other net revenues from the operation of the real
13 property, improvements, or personal property on the project site by a participating
14 health institution, participating educational institution, participating nonprofit
15 institution, or participating research institution on and after the date on which the
16 contract between a participating health institution, participating educational
17 institution, participating nonprofit institution, or participating research institution
18 and the authority was entered into, but prior to the occupancy date, shall reduce the
19 sum of all costs in this subsection.

20 **SECTION 2022.** 231.01 (5n) of the statutes is created to read:

21 231.01 (5n) “Nonprofit entity” means an entity that is described in section 501
22 (c) (3) of the Internal Revenue Code and that is exempt from federal income tax under
23 section 501 (a) of the Internal Revenue Code.

24 **SECTION 2023.** 231.01 (5p) of the statutes is created to read:

1 231.01 (5p) “Nonprofit facility” means a facility that is owned or operated by
2 a nonprofit entity.

3 **SECTION 2024.** 231.01 (6m) of the statutes is created to read:

4 231.01 (6m) “Participating nonprofit institution” means a nonprofit entity, or
5 an affiliate of a nonprofit entity, that undertakes the financing and construction or
6 acquisition of a project or undertakes the refunding or refinancing of obligations or
7 of a mortgage or of advances as provided in this chapter and is not any of the
8 following:

9 1. An entity authorized by state law to provide or operate an educational facility
10 or an affiliate of an entity authorized by state law to provide or operate an
11 educational facility.

12 2. An entity authorized by state law to provide or operate a health facility or
13 an affiliate of an entity authorized by state law to provide or operate a health facility.

14 3. An entity authorized by state law to provide or operate a research facility or
15 an affiliate of an entity authorized by state law to provide or operate a research
16 facility.

17 **SECTION 2025.** 231.01 (7) (a) 1. of the statutes is amended to read:

18 231.01 (7) (a) 1. A specific health facility, educational facility, nonprofit facility,
19 or research facility work or improvement to be refinanced, acquired, constructed,
20 enlarged, remodeled, renovated, improved, furnished, or equipped by the authority
21 with funds provided in whole or in part under this chapter.

22 **SECTION 2026.** 231.01 (7) (a) 2. of the statutes is amended to read:

23 231.01 (7) (a) 2. One or more structures suitable for use as a research facility,
24 nonprofit facility, health facility, laboratory, laundry, nurses’ or interns’ residence or
25 other multi-unit housing facility for staff, employees, patients or relatives of

1 patients admitted for treatment or care in a health facility, physician's facility,
2 administration building, nonprofit facility, research facility, maintenance, storage,
3 or utility facility.

4 **SECTION 2027.** 231.01 (7) (a) 4. of the statutes is amended to read:

5 231.01 (7) (a) 4. Any structure useful for the operation of a health facility,
6 educational facility, nonprofit facility, or research facility, including facilities or
7 supporting service structures essential or convenient for the orderly conduct of the
8 health facility, educational facility, nonprofit facility, or research facility.

9 **SECTION 2028.** 231.01 (7) (c) of the statutes is amended to read:

10 231.01 (7) (c) "Project" may include more than one project, and it may include
11 any combination of projects undertaken jointly by any participating health
12 institution, participating educational institution, participating nonprofit
13 institution, or participating research institution with one or more other
14 participating health institutions, participating educational institutions,
15 participating nonprofit institutions, or participating research institutions.

16 **SECTION 2029.** 231.02 (6) (b) of the statutes is amended to read:

17 231.02 (6) (b) Notwithstanding any other provision of law, it is not a conflict
18 of interest or violation of this section or of any other law for a trustee, director, officer,
19 or employee of a participating health institution, participating educational
20 institution, participating nonprofit institution, or participating research institution
21 or for a person having the required favorable reputation for skill, knowledge, and
22 experience in state and municipal finance or for a person having the required
23 favorable reputation for skill, knowledge, and experience in the field of health
24 facility, educational facility, nonprofit facility, or research facility architecture to
25 serve as a member of the authority; if in each case to which par. (a) is applicable, the

1 trustee, director, officer, or employee of the participating health institution,
2 participating educational institution, participating nonprofit institution, or
3 participating research institution abstains from discussion, deliberation, action, and
4 vote by the authority in specific respect to any undertaking pursuant to this chapter
5 in which his or her participating health institution, participating educational
6 institution, participating nonprofit institution, or participating research institution
7 has an interest, or the person having the required favorable reputation for skill,
8 knowledge, and experience in state and municipal finance abstains from discussion,
9 deliberation, action, and vote by the authority in specific respect to any sale,
10 purchase, or ownership of bonds of the authority in which any business of which such
11 person is a participant, owner, officer, or employee has a past, current, or future
12 interest, or such person having the required favorable reputation for skill,
13 knowledge, and experience in the field of health facility, educational facility,
14 nonprofit facility, or research facility architecture abstains from discussion,
15 deliberation, action, and vote by the authority in specific respect to construction or
16 acquisition of any project of the authority in which any business of which such person
17 is a participant, owner, officer, or employee has a past, current, or future interest.

18 **SECTION 2030.** 231.03 (5) of the statutes is amended to read:

19 231.03 (5) Determine the location and character of any project to be financed
20 under this chapter, and construct, reconstruct, remodel, maintain, enlarge, alter, add
21 to, repair, lease as lessee or lessor and regulate the same, enter into contracts for any
22 such purpose, enter into contracts for the management and operation of a project or
23 other health facilities, educational facilities, nonprofit facilities, or research facilities
24 owned by the authority, and designate a participating health institution,
25 participating educational institution, participating nonprofit institution, or

1 participating research institution as its agent to determine the location and
2 character of a project undertaken by the participating health institution,
3 participating educational institution, participating nonprofit institution, or
4 participating research institution under this chapter and as the agent of the
5 authority, to construct, reconstruct, remodel, maintain, manage, enlarge, alter, add
6 to, repair, operate, lease as lessee or lessor and regulate the same, and as the agent
7 of the authority, to enter into contracts for any such purpose, including contracts for
8 the management and operation of such project or other health facilities, educational
9 facilities, nonprofit facilities, or research facilities owned by the authority.

10 **SECTION 2031.** 231.03 (6) (j) of the statutes is created to read:

11 231.03 (6) (j) Finance any project undertaken for a nonprofit facility by a
12 participating nonprofit institution.

13 **SECTION 2032.** 231.03 (6) (k) of the statutes is created to read:

14 231.03 (6) (k) Refinance outstanding debt of any participating nonprofit
15 institution.

16 **SECTION 2033.** 231.03 (7) of the statutes is amended to read:

17 231.03 (7) Fix and revise from time to time and charge and collect rates, rents,
18 fees, and charges for the use of and for the services furnished or to be furnished by
19 a project or other health facilities, educational facilities, nonprofit facilities, or
20 research facilities owned by the authority or any portion thereof, contract with any
21 person in respect thereto and coordinate its policies and procedures, and cooperate
22 with recognized health facility, educational facility, nonprofit facility, or research
23 facility rate setting mechanisms.

24 **SECTION 2034.** 231.03 (8) of the statutes is amended to read:

231.03 (8) Adopt rules for the use of a project or other health facility, educational facility, nonprofit facility, or research facility or any portion of the project or facility owned, financed, or refinanced in whole or in part by the authority, including any property used as security for a loan secured through, from, or with the assistance of the authority. The authority may designate a participating health institution, participating educational institution, participating nonprofit institution, or participating research institution as its agent to establish rules for the use of a project or other health facilities, educational facilities, nonprofit facilities, or research facilities undertaken for that participating health institution, participating educational institution, participating nonprofit institution, or participating research institution. The rules shall ensure that a project, health facility, educational facility, research facility, nonprofit facility, or property may not be used primarily for sectarian instruction or study or as a place for devotional activities or religious worship.

SECTION 2035. 231.03 (11) of the statutes is amended to read:

231.03 (11) Establish or contract with others to carry out on its behalf a health facility, educational facility, nonprofit facility, or research facility project cost estimating service, and make this service available on all projects to provide expert cost estimates and guidance to the participating health institution, participating educational institution, participating nonprofit institution, or participating research institution and to the authority. To implement this service and, through it, to contribute to cost containment, the authority may require such reasonable reports and documents from health facility, educational facility, nonprofit facility, or research facility projects as are required for this service and for the development of cost reports and guidelines. The authority shall appoint a technical committee on

1 health facility, educational facility, nonprofit facility, or research facility project costs
2 and cost containment.

3 **SECTION 2036.** 231.03 (13) of the statutes is amended to read:

4 231.03 (13) Make loans to any participating health institution, participating
5 educational institution, participating nonprofit institution, or participating
6 research institution for the cost of a project in accordance with an agreement
7 between the authority and the participating health institution, participating
8 educational institution, participating nonprofit institution, or participating
9 research institution. The authority may secure the loan by a mortgage or other
10 security arrangement on the health facility, educational facility, nonprofit facility, or
11 research facility granted by the participating health institution, participating
12 educational institution, participating nonprofit institution, or participating
13 research institution to the authority. The loan may not exceed the total cost of the
14 project as determined by the participating health institution, participating
15 educational institution, participating nonprofit institution, or participating
16 research institution and approved by the authority.

17 **SECTION 2037.** 231.03 (14) of the statutes is amended to read:

18 231.03 (14) Make loans to a health facility, educational facility, nonprofit
19 facility, or research facility for which bonds may be issued under sub. (6) (b), (d), or
20 (i), or (k), to refinance the health facility's, educational facility's, nonprofit facility's,
21 or research facility's outstanding debt. The authority may secure the loan or bond
22 by a mortgage or other security arrangement on the health facility, educational
23 facility, nonprofit facility, or research facility granted by the participating health
24 institution, participating educational institution, participating nonprofit
25 institution, or participating research institution to the authority.

1 **SECTION 2038.** 231.03 (15) of the statutes is amended to read:

2 231.03 (15) Mortgage all or any portion of a project and other health facilities,
3 educational facilities, nonprofit facilities, or research facilities and the site thereof,
4 whether owned or thereafter acquired, for the benefit of the holders of bonds issued
5 to finance the project, health facilities, educational facilities, nonprofit facilities, or
6 research facilities or any portion thereof or issued to refund or refinance outstanding
7 indebtedness of participating health institutions, participating educational
8 institutions, participating nonprofit institutions, or participating research
9 institutions as permitted by this chapter.

10 **SECTION 2039.** 231.03 (16) of the statutes is amended to read:

11 231.03 (16) Lease to a participating health institution, participating
12 educational institution, participating nonprofit institution, or participating
13 research institution the project being financed or other health facilities, educational
14 facilities, nonprofit facilities, or research facilities conveyed to the authority in
15 connection with such financing, upon such terms and conditions as the authority
16 deems proper, and charge and collect rents therefor, and terminate any such lease
17 upon the failure of the lessee to comply with any of the obligations thereof; and
18 include in any such lease, if desired, provisions that the lessee thereof shall have
19 options to renew the term of the lease for such periods and at such rent as the
20 authority determines or to purchase all or any part of the health facilities,
21 educational facilities, nonprofit facilities, or research facilities or that, upon
22 payment of all of the indebtedness incurred by the authority for the financing of such
23 project or health facilities, educational facilities, nonprofit facilities, or research
24 facilities or for refunding outstanding indebtedness of a participating health
25 institution, participating educational institution, participating nonprofit

1 institution, or participating research institution, the authority may convey all or any
2 part of the project or such other health facilities, educational facilities, nonprofit
3 facilities, or research facilities to the lessees thereof with or without consideration.

4 **SECTION 2040.** 231.03 (17) of the statutes is amended to read:

5 231.03 (17) Charge to and apportion among participating health institutions,
6 participating educational institutions, participating nonprofit institutions, and
7 participating research institutions its administrative costs and expenses incurred in
8 the exercise of the powers and duties conferred by this chapter.

9 **SECTION 2041.** 231.03 (18) of the statutes is amended to read:

10 231.03 (18) Make studies of needed health facilities, educational facilities,
11 nonprofit facilities, and research facilities that could not sustain a loan were it made
12 under this chapter and recommend remedial action to the legislature; and do the
13 same with regard to any laws or rules that prevent health facilities, educational
14 facilities, nonprofit facilities, and research facilities from benefiting from this
15 chapter.

16 **SECTION 2042.** 231.03 (19) of the statutes is amended to read:

17 231.03 (19) Obtain, or aid in obtaining, from any department or agency of the
18 United States or of this state or any private company, any insurance or guaranty
19 concerning the payment or repayment of, interest or principal, or both, or any part
20 thereof, on any loan, lease, or obligation or any instrument evidencing or securing
21 the same, made or entered into under the provisions of this chapter; and
22 notwithstanding any other provisions of this chapter, to enter into any agreement,
23 contract, or other instrument with respect to that insurance or guaranty, to accept
24 payment in the manner and form provided therein in the event of default by a
25 participating health institution, participating educational institution, participating

1 nonprofit institution, or participating research institution, and to assign the
2 insurance or guaranty as security for the authority's bonds.

3 **SECTION 2043.** 231.04 of the statutes is amended to read:

4 **231.04 Expenses.** All expenses of the authority incurred in carrying out this
5 chapter shall be payable solely from funds provided under the authority of this
6 chapter, and no liability may be incurred by the authority beyond the extent to which
7 moneys have been provided under this chapter except that, for the purposes of
8 meeting the necessary expenses of initial organization and operation of the authority
9 for the period commencing on June 19, 1974 and continuing until such date as the
10 authority derives moneys from funds provided to it under the authority of this
11 chapter, the authority may borrow such moneys as it requires to supplement the
12 funds provided under s. 20.440. Such moneys borrowed by the authority shall
13 subsequently be charged to and apportioned among participating health
14 institutions, participating educational institutions, participating nonprofit
15 institutions, and participating research institutions in an equitable manner, and
16 repaid with appropriate interest over a reasonable period of time.

17 **SECTION 2044.** 231.05 (1) of the statutes is amended to read:

18 231.05 (1) By means of this chapter, it is the intent of the legislature to provide
19 assistance and alternative methods of financing to nonprofit health institutions
20 entities to aid them in providing needed health services consistent with the state's
21 health plan, ~~to nonprofit educational institutions to aid them in providing needed~~
22 ~~educational services, and to nonprofit research institutions to aid them in providing~~
23 ~~needed research facilities, and other needed services and facilities in this state.~~

24 **SECTION 2045.** 231.06 of the statutes is amended to read: